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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, AUGUST 25, 2000

APPLICATION OF

THE NEW POWER COMPANY

CASE NO. PUE000435

For licenses to conduct
business as a natural gas
competitive service provider
and aggregator

ORDER FOR NOTICE AND COMMENT

On August 11, 2000, The New Power Company ("New Power" or "Applicant") completed with the State Corporation Commission ("Commission") an application for licensure to conduct business as a natural gas competitive service provider ("CSP") and an aggregator. New Power seeks to market natural gas in Virginia in the retail access pilot programs of Columbia Gas of Virginia, Inc., and Washington Gas Light Company.

NOW UPON CONSIDERATION of the captioned application, the Commission is of the opinion that New Power's application should be docketed; that the Applicant should give appropriate notice of its application; and that Commission Staff should conduct an investigation into the reasonableness of the application and present its findings in a Staff report.

Accordingly, IT IS ORDERED THAT:

(1) This case is docketed and assigned Case No. PUE000435.

(2) A copy of New Power's application and supporting documents shall be made available for public inspection in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23218, between the hours of 8:15 a.m. and 5:00 p.m., Monday through Friday.

(3) Any interested person may request a copy of the application, accompanying materials, and this Order by directing a request for the same in writing to counsel for the Applicant, Michael G. Henry, Esquire, Bracewell & Patterson, L.L.P., 2000 K Street, N.W., Suite 500, Washington, D.C. 20006-1872. The Applicant shall, within three (3) days of receipt of the request, serve the requested documents upon the person making such request.

(4) On or before September 5, 2000, the Applicant shall complete publication of the following notice to be published on one (1) occasion as classified advertising in newspapers of general circulation within the geographical areas approved by the Commission for each pilot program in which the Applicant seeks to participate:

NOTICE TO THE PUBLIC OF AN APPLICATION
BY THE NEW POWER COMPANY FOR LICENSE
TO CONDUCT BUSINESS AS A
NATURAL GAS COMPETITIVE
SERVICE PROVIDER AND AGGREGATOR
CASE NO. PUE000435

On August 11, 2000, The New Power Company ("New Power" or "Applicant") completed with the State Corporation Commission ("Commission") an application for licensure to conduct business as a natural gas competitive service provider ("CSP") and an aggregator. New Power seeks to market natural gas in Virginia in the retail access pilot programs of Columbia Gas of Virginia, Inc., and Washington Gas Light Company.

Copies of New Power's application are available for public inspection between the hours of 8:15 a.m. and 5:00 p.m., Monday through Friday, in the Commission's Documents Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23218, or can be ordered from counsel for New Power, Michael G. Henry, Esquire, Bracewell & Patterson, L.L.P., 2000 K Street, N.W., Suite 500, Washington, D.C. 20006-1872.

Any person desiring to comment in writing on New Power's application may do so by directing an original and five (5) copies of such comments on or before September 13, 2000, to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, and shall refer to Case No. PUE000435. A copy of such comments simultaneously shall be sent to counsel for New Power, Michael G. Henry, at the address set forth above.

THE NEW POWER COMPANY

(5) Any person desiring to comment in writing on New Power's application may do so by directing an original and five (5) copies of such comments on or before September 13, 2000, to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218.

Comments shall refer to Case No. PUE000435. A copy of such comments simultaneously shall be served by first-class mail, or hand-delivered, to counsel for New Power, Michael G. Henry, at the address set forth in Paragraph (3) above.

(6) The Commission Staff shall analyze the reasonableness of New Power's application and shall present its findings in a Staff report to be filed on or before September 20, 2000.

(7) On or before September 25, 2000, the Applicant shall file with the Clerk of the Commission an original and fifteen (15) copies of any responses it may have to the Staff report and any comments that have been filed, and shall serve a copy of its response to counsel for the Commission Staff and any person(s) submitting comments. Service shall be by such method that ensures the response is received by September 25, 2000.

(8) On or before September 25, 2000, the Applicant shall file with the Clerk of the Commission proof of notice required in Paragraph (4) herein.

(9) Due to the time-sensitive nature of this proceeding, the Applicant shall respond to written interrogatories or data requests within three (3) business days after the receipt of the same. Interrogatories and data requests, as well as the responses thereto, shall be transmitted via facsimile as well as by first-class mail. Except as modified herein, discovery shall

be in accordance with Part VI of the Commission's Rules of Practice and Procedure, 5 VAC 5-10-450 to -510.

(10) This matter is continued generally.